

**ASSIGNED**

**49213**

Serial No. \_\_\_\_\_

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

**JUL 22 1985**

Date of filing in State Engineer's Office \_\_\_\_\_

Returned to applicant for correction \_\_\_\_\_

**JUL 22 1985**

Corrected application filed \_\_\_\_\_ Map filed \_\_\_\_\_

The applicant Flying "S" Land and Cattle Company

Big Springs Ranch of Wells  
Street and No. or P.O. Box No. City or Town

Nevada 89835 hereby make.... application for permission to change the  
State and Zip Code No.

point of diversion and place of use  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under appl'n no. 38984  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Section 19 Spring  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.05 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for stock water and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for stock water and domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SE 1/4 NW 1/4 Sec. 19, T.35N., R.66E., M.D.M.,  
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.  
S.81°25'E., 3,521 ft dist.

6. The existing permitted point of diversion is located within SE 1/4 NW 1/4 Sec. 19, T.35N., R.65E., M.D.M.,  
If point of diversion is not changed, do not answer.  
at a point from which the E 1/4-sec. corner of said section bears  
S.81°25'E., 3,521 ft dist.

7. Proposed place of use SE 1/4 NW 1/4 Sec. 19, T.35N., R.66E., M.D.M.  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use SE 1/4 NW 1/4 Sec. 19, T.35N., R.65E., M.D.M.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Improve spring site to ensure a continous flow into ditch and small pond.  
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.

12. Estimated cost of works none (existing)

13. Estimated time required to construct works completed

14. Estimated time required to complete the application of water to beneficial use One year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application to change is made to correct an erroneous location description (changes R.65E., to R.66E.). Please send copies of correspondence and notices to undersigned agent.

By S/ William A. Nisbet  
William A. Nisbet, agent  
421 Court Street  
Elko, NV 89801

Compared tw/jf js/bc

Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of "Section 19 Spring" as heretofore granted under Permit 38984 is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of cattle and horses served from the waters of this source. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit is subject to the condition that the permittee must ensure that wildlife which have customarily used such water will have access thereto, NRS 533.367.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0343 cubic feet per second, or sufficient to water 1100 head of cattle and horses.

Work must be prosecuted with reasonable diligence and be completed on or before December 16, 1986

Proof of completion of work shall be filed before January 16, 1987

Application of water to beneficial use shall be made on or before December 16, 1987

Proof of the application of water to beneficial use shall be filed on or before January 16, 1988

Map in support of proof of beneficial use shall be filed on or before \_\_\_\_\_

Completion of work filed FEB 5 1987 IN TESTIMONY WHEREOF, I PETER G. MORROS,  
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed JUL 18 1995 my office, this 16th day of December,

Cultural map filed \_\_\_\_\_

Certificate No. 14198 Issued SEP 01 1995 A.D. 1985

*Peter G. Morros*  
State Engineer